

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: FOURNIER1

2005 JAN 31 PM 12: 26

In re Application of:

Laurent FOURNIER

Appln. No.: 09/927,457

Filed: August 13, 2001

For: A TOOL FOR IMPLEMENTING FLOATING POINT RELATED APPLICATIONS USING ...

Conf. No.: 4159

Art Unit: 2122

Examiner: C.O. Kendall

Washington, D.C.

January 28, 2005

REQUEST FOR SMALL ENTITY STATUS ERROR TO BE EXCUSED

Honorable Commissioner for Patents U.S. Patent and Trademark Office Randolph Building, Mail Stop Amendments 401 Dulany Street Alexandria, VA 22314

RECEIVED

FER 0 3 2005

Sir:

OFFICE OF PETITIONS

An amendment filed in the present application on January 26, 2005, status as a small entity was inadvertently claimed and fees for a two-month extension of time as a small entity were paid in good faith. It has now been discovered that such status as a small entity was claimed in error. Pursuant to 37 C.F.R. §1.28(c), it is requested that this error be excused as the present communication is in compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. §1.28.

The following itemization of the total deficiency payment is provided:

Type of Fee	Current Fee for Non-Small Entity	Small Entity Fee Actually Paid	Date of Payment	Deficiency Owed
Two-Month Extension of Time	\$450.00	\$225.00	01-26-2005	\$225.00
	TOTAL OWED		\$225.00	

02/02/2005 DALLEN 00000028 09927457

01 FC:1461

225.00 OP

In re of Appln. No. 09/927,457

Attached hereto is a form PTO-2038 authorizing the additional charges of \$ 250.00, which satisfies the deficiency payment requirement as per the above itemization.

As all of the requirements of 37 C.F.R. §1.28(c) have been complied with, it is requested that this deficiency payment be accepted and that the errors in small entity status previously made be excused.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C. Attorneys for Applicant(s)

у 🔼

Ronni S. Jillións

Registration No. 31,979

RSJ:rd

Telephone No.: (202) 628-5197
Facsimile No.: (202) 737-3528
G:\bN\c\cohn\fournier1\pto\RequestSmEntError.doc